IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(*Special Original Jurisdiction*)

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MONDAY, THE SIXTH DAY OF MARCH

TWO THOUSAND AND SIX

P R E S E N T

THE HON'BLE SRI JUSTICE V.ESWARAIAH

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WP.No.4148 OF 2006

Between:

Genji Seethalaxmi … Petitioner

Versus

Government of Andhra Pradesh

Represented by its Secretary,

Revenue (ASN-I) Department,

Hyderabad & Ors. … Respondents

Counsel for the Petitioner: Sri M.Viswanadham

Counsel for the Respondent: Govt. Pleader for Revenue for R1 to R4

Sri N.Ranga Reddy, SC for R5 & R6

O R D E R :

Heard the learned counsel for the petitioner as well as the learned Govt.Pleader for Revenue and the learned standing counsel.

The case of the petitioner is that she is in possession of 305 sq.yards of land in survey no.129 of Vadlapudi village (27th ward) and presently falls within Gajuwaka Municipality of Visakhapatnam.

It is stated that the petitioner is an encroacher of Government land and in occupation thereof since 1970 and constructed a dwelling house also.

It is stated that the Government issued orders in G.O.Ms.No.1601 Revenue (Asn.I) Department dated 29-8-2005. According to the said G.O., the Government constituted a committee authorizing them to examine all cases of regularization.

On the other hand, the learned Government Pleader for Revenue submits that

the said GO is applicable in-as-much-as in respect of the encroachment of the Government land other than the surplus and excess area of the land in the urban agglomeration under Urban Land Ceilings Act.

It is stated that the petitioner filed an application dated 14-1-2005 but the same has not been considered and disposed of till date.

Having regard to the facts and circumstances, without expressing any opinion on the merits of the case, I consider it appropriate to direct the third respondent to place the application of the petitioner before the Committee constituted for the purpose of considering and disposing of the applications seeking regularization of the encroachment of the Government land. On such, placing the application of the petitioner, the Committee constituted under the said G.O., may consider and dispose of the same as expeditiously as possible and till then, the petitioner shall not be dispossessed from the land in question.

With the above direction, the writ petition is accordingly disposed of. No costs.

MARCH 06th, 2006. ----------

Is L. V. ESWARAIAH , J.